

SEP 22 2005

WOOD, HERRON & EVANS, LLP

BRUCE TITTEL
DONALD F. FREI
DAVID S. STALLARD
J. ROBERT CHAMBERS
GREGORY J. LUNN
KURT L. GROSSMAN
CLEMENT H. LUKEN, JR.
THOMAS J. BURGER
GREGORY P. AHRENS
WAYNE L. JACOBS
KURT A. SUMME
KEVIN G. ROONEY
KEITH R. HAUPT
THEODORE R. REMAKLUS
THOMAS W. HUMPHREY
SCOTT A. STINEBRUNER
DAVID H. BRINKMAN
BEVERLY A. LYMAN, Ph.D.
KRISTI L. DAVIDSON

2700 CAREW TOWER
441 VINE STREET
CINCINNATI, OHIO 45202-2917
TELEPHONE: 513-241-2324
FACSIMILE: 513-241-6234
WEBSITE: www.whopatent.com

PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968
TRUMAN A. HERRON 1935-1978
EDWARD B. EVANS 1938-1971

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JOSEPH R. JORDAN
C. RICHARD EBY
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SARAH OTTE GRABER
STEVEN W. BENINTENDI, Ph.D.
RANDALL S. JACKSON, JR.

OF COUNSEL
JOHN D. POFFENBERGER
DAVID J. JOSEPHIC
THOMAS W. FLYNN
J. DWIGHT POFFENBERGER, JR.
BRADLEY D. BECK

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DATE: September 22, 2005

RE: Serial No. 10/072,475; Filed:
February 6, 2002; For:
Handpiece for Treatment of
Tissue; Applicants: Roger Stern
et al.; Conf. No. 3000

TO: Examiner Michael Peffley
Art Unit 3739

FROM: Kevin G. Rooney

FAX NO.: 571-273-8300

TOTAL PAGES: 29
(including cover sheet)

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MESSAGE/COMMENTS

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PLEASE DELIVER TO EXAMINER PEFFLEY IMMEDIATELY

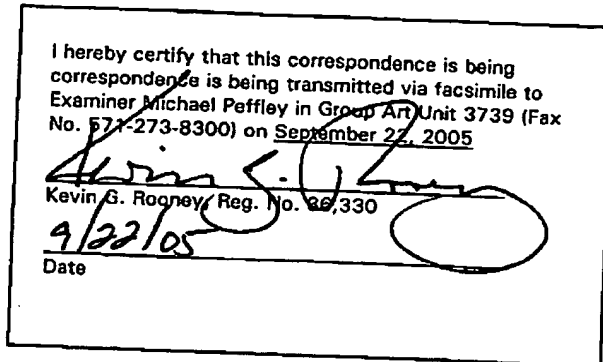
Enclosures: Amendment Transmittal including Petition for Extension of Time and authorization to charge deposit account extension fee
Amendment under 37 C.F.R. § 1.116 (22 pgs.)

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SEP 23 2005

SEP 22 2005

PATENT



Applicants: Roger Stern et al.
Serial No.: 10/072,475
Filed: February 6, 2002
Group Art Unit: 3739
Examiner: Michael Peffley
Title: HANDPIECE FOR TREATMENT OF TISSUE
Confirmation No.: 3000
Atty Docket: THERM-11

Cincinnati, Ohio 45202

September 22, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.
2. ☒ Small Entity status is claimed.
☐ Other than a Small Entity.
3. The fee has been calculated as shown below:

09/23/2005 CNGUYEN 00000066 233000 10072475

01 FC:2251 60.00 DA

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		LARGE ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Extra	Present Rate	Fee	Present Rate	Fee
TOTAL	61	MINUS	102	= 0	x \$25	\$0	x \$50	\$0
INDEP.	21	MINUS	31	= 0	x \$100	\$0	x \$200	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+\$180	\$0	+\$360	\$0
TOTALS					TOTAL FEE	\$	TOTAL FEE	\$0

- ☆ If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 ☆☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

 X No additional fee for claims is required.

4. Attached is a check in the sum of \$.

 Please charge my Deposit Account No. 23-3000 in the amount of \$.

A duplicate copy of this sheet is attached.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

(a) X Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

	Extension (months)	Fee for other than small entity	Fee for small entity
<u>X</u>	one month	\$ 120.00	\$ 60.00
___	two months	\$ 450.00	\$225.00
___	three months	\$1,020.00	\$510.00
___	four months	\$1,590.00	\$795.00

___ Attached is a check in the amount of _____ for the three month extension fee as required by 37 C.F.R. § 1.17(c)

X Please charge my Deposit Account No. 23-3000 in the amount of \$60.00 for one month extension fee.

(Check and complete the next item, if applicable)

___ An extension for _____ months has already been secured and the fee paid thereof of \$_____ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$_____.

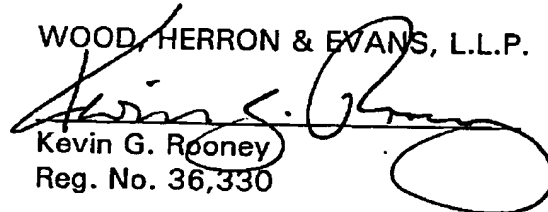
OR

(b) _____ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

XX If any additional fee for claims or extension of time is required, charge Account No. 23-3000. A duplicate of this transmittal is attached.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.


Kevin G. Rooney
Reg. No. 36,330

2700 Carew Tower
Cincinnati, Ohio 45202
(513) 241-2324
K:\THERM\11\ame trans.wpd